

Combined Declaration and Power of Attorney

As a below named inventor, I hereby declare that:

This declaration is of the following type:

original supplemental

national stage of PCT

divisional continuation

continuation-in-part

22511

PATENT TRADEMARK OFFICE

My residence, post office address and citizenship are as stated next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

NOVEL PLASMIDS AND UTILIZATION THEREOF

the specification of which

is attached hereto.

was filed on _____
as United States Application Serial Number _____ and,
was amended on _____ (if applicable).

was filed on October 29, 2004
as PCT International Application Number PCT/JP2004/016104 and,
was amended under PCT Article 19 on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority under Title 35, United States Code, Section 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

PRIOR FOREIGN APPLICATIONS, BENEFIT CLAIMED UNDER 35 USC §119(a)

Application Number	Country	Date of Filing (Day/Month/Year)	Priority Claimed Under 35 USC 119
P2003-373476	Japan	31 / October / 2003	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below.

PRIOR U.S. PROVISIONAL APPLICATIONS, BENEFIT CLAIMED UNDER 35 USC §119(e)

Application Number

Filing Date

I hereby claim the benefit of Title 35, United States Code Section 120 of any United States application(s), or 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code Section 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

**PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS
DESIGNATING THE U.S., BENEFIT CLAIMED UNDER 35 USC §120**

(Application No.)

(Filing Date)

(Status: Patented, Pending, Abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the registered practitioners of OSHA • LIANG LLP included in the Customer Number provided below to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Customer Number 22511

Send Correspondence to: Customer Number 22511

OSHA • LIANG LLP

One Houston Center
1221 McKinney Street, Suite 2800
Houston, Texas 77010

Direct Telephone Calls to: Jonathan P. Osha at telephone number 713-228-8600

Full Name of sole or first inventor Eitora YAMAMURA	
Inventor's signature <i>Eitora Yamamura</i>	Date <i>April 5, 2006</i>
Residence Takaoka-shi, Toyama, Japan	
Citizenship Japan	
Post office address c/o DAIICHI FINE CHEMICAL CO., LTD., 530, Chokeiji, Takaoka-shi, Toyama 933-8511 Japan	

Full Name second joint inventor, if any Noboru FUJIMOTO	
Second inventor's signature <i>Noboru Fujimoto</i>	Date <i>April 5, 2006</i>
Residence Takaoka-shi, Toyama, Japan	
Citizenship Japan	
Post office address c/o DAIICHI FINE CHEMICAL CO., LTD., 530, Chokeiji, Takaoka-shi, Toyama 933-8511 Japan	